

Electronic Filing - Received, Clerk's Office : 09/15/2016
BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS POWER HOLDINGS, LLC and)	
AMERENENERGY MEDINA VALLEY)	
COGEN, LLC,)	
)	
Petitioners,)	
)	
AMEREN ENERGY RESOURCES, LLC,)	
)	PCB 14-10
Co-Petitioner,)	(Variance - Air)
)	
v.)	
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	


NOTICE

TO: John Therriault, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph St., Suite 11-500
Chicago, IL 60601

SEE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that I have today filed with the Office of the Pollution Control Board the RESPONSE TO JOINT MOTION TO TERMINATE VARIANCE of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 
Gina Roccaforte
Assistant Counsel
Division of Legal Counsel

DATED: September 15, 2016

1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217.782.5544
217.782.9143 (TDD)

THIS FILING IS SUBMITTED
ON RECYCLED PAPER

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS POWER HOLDINGS, LLC and)	
AMERENENERGY MEDINA VALLEY)	
COGEN, LLC,)	
)	
Petitioners,)	
)	
AMEREN ENERGY RESOURCES, LLC,)	
)	PCB 14-10
Co-Petitioner,)	(Variance - Air)
)	
v.)	
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

RESPONSE TO JOINT MOTION TO TERMINATE VARIANCE

NOW COMES the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY ("Illinois EPA"), by its attorney, Gina Roccaforte, and, pursuant to the Illinois Pollution Control Board ("Board") Rules at 35 Ill. Adm. Code 101.500 and 101.504, hereby responds to the Joint Motion to Terminate Variance of IPH, LLC (formerly known as ILLINOIS POWER HOLDINGS, LLC) and AMERENENERGY MEDINA VALLEY COGEN, LLC (collectively, "Petitioners"). The Illinois EPA does not object to the Board granting the Joint Motion. In support of this response, the Illinois EPA states as follows:

1. On September 2, 2016, Petitioners filed a Joint Motion to Terminate Variance ("Joint Motion") requesting that the Board terminate the variance granted to Petitioners on November 21, 2013. The Board granted variances to the electrical generating units in the Multi-Pollutant Standard Group from the applicable requirements of 35 Ill. Adm. Code 225.233(e)(3)(C)(iii) for a period beginning January 1, 2015, through December 31, 2019, and

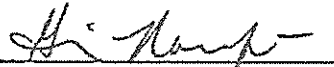
35 Ill. Adm. Code 225.233(e)(3)(C)(iv) for a period beginning January 1, 2017, through December 31, 2019, subject to the certain conditions ("Variance").

2. The Illinois EPA has reviewed Petitioners' Joint Motion and does not disagree with Petitioners' demonstration of the environmental benefit that has been achieved to date under the Variance.

WHEREFORE, for the reasons set forth above, the Illinois EPA does not object to the Board granting the Joint Motion.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 

Gina Roccaforte
Assistant Counsel
Division of Legal Counsel

DATED: September 15, 2016
1021 North Grand Avenue East
P. O. Box 19276
Springfield, IL 62794-9276
217/782-5544

STATE OF ILLINOIS

COUNTY OF SANGAMON

)
)
)
)
)

SS

CERTIFICATE OF SERVICE

I, the undersigned, an attorney, state that I have served electronically the attached

RESPONSE TO JOINT MOTION TO TERMINATE upon the following person:

John Therriault, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph St., Suite 11-500
Chicago, IL 60601

and electronically and by mailing it by first-class mail from Springfield, Illinois, with sufficient postage affixed to the following persons:

SEE ATTACHED SERVICE LIST

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,



Gina Roccaforte
Assistant Counsel
Division of Legal Counsel

DATED: September 15, 2016

1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
217.782.5544
217.782.9143 (TDD)

SERVICE LIST

Carol Webb, Hearing Officer
Illinois Pollution Control Board
1021 N. Grand Ave. East
P.O. Box 19274
Springfield, IL 62794-9274

Renee Cipriano
Amy Antonioli
Schiff Hardin LLP
233 South Wacker Drive, Suite 6600
Chicago, IL 60606

Claire A. Manning
William D. Ingersoll
Brown, Hay & Stephens, LLP
205 S. Fifth Street, Suite 700
P.O. Box 2459
Springfield, IL 62705-2459

Jennifer L. Cassel
Environmental Law and Policy Center
35 East Wacker Drive, Suite 1600
Chicago, IL 60601

